

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY SECOND DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION NO : 20334 of 2001

Between:

The Dedleru Chaitanya Grameena Bank Loanees Association

Rep. by its President, Bheemi Reddy Venkat Reddy,

S/o.Saida Reddy, R/o.Dodleru, Krosuru Mandal, Guntur District.

..... PETITIONER

AND

- 1 The Branch Manager, The Chaitanya Grameena Bank,
Dodleru Branch, Dodleru,
Krosuru Mandal, Guntur District.
- 2 The Chairman, The Chaitanya Grameena Bank,
Tenali, Guntr District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the 1st Respondent in deducting the Crop Insurance Premium from the Crop Loan amounts to be advanced to the loanees at the rate of 3.60% to 9.20% towards Crop Insurance Premium for the Karief and Rabby season of the agriculture year 2001-2002 as illegal, arbitrary and unconstitutional.

Counsel for the Petitioner:MR.B.CHINNAPA REDDY

Counsel for the Respondent Nos.1 and 2: MR.K.SRINIVASA MURTHY

The Court made the following :

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.20334 OF 2001

ORDER:

Dodleru Chaitanya Grameena Bank Loanees' Association is the petitioner. As per the crop insurance scheme, every borrower of agricultural loan was required to pay crop insurance ranging from 3.6% to 9.2% whenever they availed cooperative loans. When the deduction of crop insurance was insisted upon by the respondents during khariff and rabby seasons 2001-2002, petitioner filed the present Writ Petition. The petitioner prayed for a declaration that the action of the respondents in deducting crop insurance for khariff and rabby seasons 2001-2002 is illegal and arbitrary.

This Court while admitting the Writ Petition passed interim directions. The cause of auction, which arose in 2001-2002, does not survive. The Writ Petition is therefore dismissed as infructuous. No costs.

(V.V.S.RAO, J)

22.7.2005

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- 1 The Branch Manager, The Chaitanya Grameena Bank,
Dodleru Branch, Dodleru,
Krosuru Mandal, Guntur District.
- 2 The Chairman, The Chaitanya Grameena Bank,
Tenali, Guntr District.

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